UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF INDIAN AFFAIRS

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CONSTITUTION AND BY-LAWS
OF THE
ANGOON COMMUNITY ASSOCIATION
ALASKA

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RATIFIED NOVEMBER 15, 1939

UNITED STATES
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CONSTITUTION AND BY-LAWS OF THE ANGOON COMMUNITY ASSOCIATION

PREAMBLE

We, the Indians having a common bond of residence in the neighborhood of Angoon, Territory of Alaska, do ordain and establish this constitution and by-laws in accordance with and by authority of, the Acts of Congress of June 18, 1934 (48 Stat. 984), and May 1, 1936 (49 Stat. 1250).

ARTICLE I—NAME

The name of this organization shall be the Angoon Community Association, hereinafter called the Community.

ARTICLE II—MEMBERSHIP

SECTION 1. The membership of this Community shall be as follows:

(*a*) All persons whose names appear on the roll of those entitled to vote on the adoption of this constitution and by-laws. Within one year from the approval of this constitution, the council elected under this constitution may make corrections in this roll.

(*b*) All children both of whose parents are enrolled members of the Community.

(*c*) All children one of whose parents is an enrolled member of the Community and has a permanent home in Angoon.

(*d*) All other persons of Indian blood who make a permanent home in Angoon and are adopted by the Council.

SEC. 2. All members and their minor children who cease to make a permanent home in Angoon shall cease to be members of this Community until they resume their residence.

SEC. 3. The Council may make rules and regulations governing the enrollment and adoption of members and the conditions under which a member may abandon his membership, or having abandoned it, be readmitted to membership.

SEC. 4. *Definition of Residence.*—Any person shall be considered a resident of the neighborhood of Angoon who maintains a home within the town of Angoon or in any area in the vicinity of Angoon which may be reserved or otherwise acquired for the use of the Indians of the Community.

ARTICLE III—GOVERNING BODY

SECTION 1. The governing body of this Community shall be a Council composed of seven members elected by the adult membership of the Community.

SEC. 2. ~~The membership of the Community shall meet on the first Tuesday in November and the first Monday in March of each year. At the regular membership meeting in November the adult members~~ See Appendix I

of the Community shall make nominations and determine the candidates for election to the Council. One-third of the adult members of the Community shall constitute a quorum.

SEC. 3. Council members shall be elected on the annual election date and shall serve for a period of two years or until their successors are elected and qualify. Vacancies may be filled by the Council but only pending the next meeting of the Community when a new member shall be elected to fill the unexpired term.

SEC. 4. The first election of the Council shall be called and held under the direction of the Constitution, By-laws and Charter Committee within three months after the ratification of this Constitution. The members of the Council so elected, other than the President, shall divide themselves into two equal groups "A" and "B" by drawing lots, whereupon the term of office of those in group "A" shall terminate on the regular election date of the second November following and the term of office of those in group "B" and of the President shall terminate on the regular election date of the third November following. Thereafter each member of the Council shall serve two years.

SEC. 5. The Council shall organize itself within 30 days after each annual election date by electing from within its membership a President and Vice President, and from within or without, a Secretary, a Treasurer, and such other officers as it may deem necessary. Officers elected from without the Council shall not vote therein. The term of office of each elected officer shall expire when his successor is elected and qualified.

ARTICLE IV—ELECTIONS

SECTION 1. The annual election date shall be the last Tuesday in November.

SEC. 2. Any adult member of this Community shall have the right to vote.

SEC. 3. All elections shall be by secret ballot and shall be held in accordance with the rules and regulations of the Council.

SEC. 4. It shall be the duty of the Secretary to notify each person of his election within fifteen days thereof.

ARTICLE V—POWERS

SECTION 1. The Council shall exercise the following powers, subject to any limitations imposed by the statutes or Constitution of the United States and subject further to all express restrictions upon such powers contained in this Constitution and By-laws.

(*a*) To negotiate with the Federal and Territorial Governments on behalf of the Community and to advise and consult with representatives of the Interior Department on all activities of the Department that may affect the Angoon Community Association.

(*b*) To employ legal counsel, the choice of counsel and fixing of fees to be subject to the approval of the Secretary of the Interior.

(*c*) To manage and control all the economic affairs and enterprises of the Community in accordance with the terms of a charter which may be issued to the Community by the Secretary of the Interior.

(*d*) To prevent the sale, disposition, lease, or encumbrance of Community land, interest in land or waters or in other assets of the Community without the consent of the Council.

(*e*) To organize or to charter associations of its members for economic purposes and to regulate the same.

(*f*) To provide for the guardianship of the persons and property of minors and mental incompetents, consistent with Territorial and Federal law.

(*g*) To levy dues, fees, and assessments on the members for Community purposes, fines for the violation of community rules and resolutions, and charges on nonmembers for the use of property of the Community, and to provide for the collection thereof.

(*h*) To provide for filling vacancies in office consistent with this Constitution.

(*i*) To make assignments of Community lands or water areas to members of the Community in accordance with the custom of the Community or the regulations of the Council.

(*j*) To protect and preserve the property and natural resources of the Community.

(*k*) To cultivate native arts, crafts and culture of the Community.

(*l*) To aid needy members and protect the general welfare and security of the Community.

SEC. 2. The Council of the Angoon Community Association may exercise such further powers as may in the future be delegated to the Council by members of the Community or by the Federal or Territorial Governments.

SEC. 3. Any rights and powers previously possessed by the Indians residing in the neighborhood of Angoon but not expressly referred to in this Constitution shall not be abridged by this Constitution, but may be exercised by the people of the Community in a referendum vote with the approval of the Secretary of the Interior.

ARTICLE VI—BILL OF RIGHTS

SECTION 1. The Council shall not restrict or in any way abridge the rights of its members guaranteed under the Constitution of the United States but it shall be its duty to see that the full constitutional rights thereof are maintained and preserved.

SEC. 2. All members of the Community shall be accorded equal right and opportunity to participate in and enjoy the resources, property and benefits of this organization.

ARTICLE VII—REMOVAL OF OFFICERS

SECTION 1. (*a*) Any member or officer of the Council who is convicted of a felony or any offense involving dishonesty shall forfeit his office.

(*b*) Any member of the Council who is absent from the regular meetings of the Council for a period of three months without cause or excuse, may have his seat declared vacant by the Council, whereupon the Council shall fill it as in other vacancies.

ARTICLE VIII—FEDERATION

The Council may for the purpose of forming a federation or union with other organizations of like character appoint a committee to

meet with such other organizations, and submit its findings to the said Council for appropriate action.

Article IX—Amendment

This Constitution and By-laws may be amended by a majority vote of the qualified voters of the Angoon Community Association voting at an election called for the purpose by the Secretary of the Interior: *Provided*, That at least 30 percent of those entitled to vote shall vote in such election; but no amendment shall become effective until it shall have been approved by the Secretary of the Interior. It shall be the duty of the Secretary of the Interior to call an election upon receipt of a written resolution signed by a majority of the Council.

BY-LAWS OF THE ANGOON COMMUNITY ASSOCIATION

Article I—Duties of Officers

Section 1. The President of the Council shall preside over all meetings of the Community and shall be chairman of the Council, exercising the usual duties of chairman and any others delegated to him. He may vote in Council meetings only in case of a tie or where the vote is by ballot.

Sec. 2. The Council shall elect a Vice-President, who shall act as president in the absence or disability of the President.

Sec. 3. The Secretary of the Council shall conduct all correspondence and keep a complete and accurate record of all business transacted at Council or Community meetings. It shall be his duty to give promptly to the Government Teacher at Angoon for inspection and forwarding to the Juneau Office of the Office of Indian Affairs two copies of all minutes of all regular and special meetings of the Council or Community.

The Secretary shall record all rules, regulations and ordinances in appropriate books, indexing the same and assigning a short title, and may publish the same for the information of the Community.

Sec. 4. The Treasurer of the Council shall accept, receive, receipt for, preserve and safeguard all funds in the custody of the Council, whether Community funds or other funds for which the Council is responsible. He shall deposit all such funds in such banks or elsewhere as directed by the Council. He shall make and preserve a faithful record of such funds and shall report to the Council all receipts and expenditures and the amount and nature of all funds in his possession or custody. He shall not pay out or authorize disbursement of any funds for which he is responsible except in the manner authorized by the Council.

The books and records of the Treasurer shall be audited at least once each year by a competent auditor employed by the Council and at such other times as the Council or the Commissioner shall direct. He shall give two copies of the auditor's report and, once each month, two copies of his trial balance to the Government Teacher at Angoon for inspection and forwarding to the Juneau Office.

The Council, or, when Federal funds are involved, the Commissioner, may require the Treasurer to give a satisfactory bond, and

until then any Federal funds shall be deposited according to the direction of the General Superintendent of the Office of Indian Affairs in Alaska. The Treasurer shall be present at all special or regular meetings of the council. The Treasurer may with the advice and consent of the Council appoint assistants.

SEC. 5. The duties of all appointive officers or agents shall be clearly defined by a resolution of the Council at the time of their appointment.

ARTICLE II—QUALIFICATIONS OF OFFICERS

SECTION 1. No person may be a candidate for any elective office unless he has the qualifications of a voter.

ARTICLE III—INSTALLATION OF OFFICERS

Each person appointed or elected to an office shall subscribe to the following oath of office before entering upon the duties thereof:

"I, _____, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States against all enemies; that I will carry out faithfully and impartially the duties of my office as _____ to the best of my ability; that I will promote and protect the best interests of the Angoon Community Association, in accordance with this Constitution and By-laws."

ARTICLE IV—TIME AND PLACE OF MEETING AND ORDER OF BUSINESS

SECTION 1. The Council shall meet on the second Tuesday of each month at 7:30 p. m., unless otherwise ordered by resolution, and may meet at such other times as may seem desirable to the Council.

~~SEC. 2. Five members shall constitute a quorum.~~ → See Amend. III

SEC. 3. The following shall be the order of business unless changed by or with the consent of the Council, namely:

Call to order by the President;
Roll call;
Announcement of quorum;
Reading the minutes of the last meeting;
Correction or approval of the minutes of last meeting;
Treasurer's report;
Report of committees;
Unfinished business;
New business;
Adjournment.

SEC. 4. When there is no special rule, Robert's Rules of Order shall be the law governing the procedure of the Council.

SEC. 5. Every resolution, after the explanatory clauses, shall begin with the words: "*Be it resolved by the Council of the Angoon Community Association* * * *."

ARTICLE V—DEFINITIONS

SECTION 1. Where the masculine pronoun is used it shall be understood to include the feminine.

~~SEC. 2. The word "adult" means a person who is 21 years of age or over.~~ → See Amend. IV

ARTICLE VI—RATIFICATION OF CONSTITUTION AND BY-LAWS

SECTION 1. This Constitution and By-laws shall be effective from and after the date of its ratification by a majority vote of those voting at an election called for the purpose by the Secretary of the Interior: *Provided*, That at least 30 percent of those entitled to vote shall vote in such election, the ratification to be formally certified by the Election Board.

SEC. 2. The persons entitled to vote in the election on the adoption of the Constitution and By-laws are all the adult Indians residing in the neighborhood of Angoon whose names appear on a roll compiled under the direction of the Secretary of the Interior.

APPROVAL

This Constitution and By-laws are herewith approved by the Assistant Secretary of the Interior and submitted for ratification by the group of Indians having a common bond of residence in the neighborhood of Angoon, Territory of Alaska, in a popular referendum called and held under the Instructions of the Secretary of the Interior.

OSCAR L. CHAPMAN,
Assistant Secretary of the Interior.

WASHINGTON, D. C., *May 10, 1939*

CERTIFICATION OF ADOPTION

Pursuant to an order, approved May 10, 1939 by the Assistant Secretary of the Interior, the attached constitution and by-laws was submitted for ratification to the group of Indians having a common bond of residence in the neighborhood of Angoon, Territory of Alaska, and was on November 15, 1939 duly ratified, by a vote of 73 for and 3 against in an election in which over 30 percent of those entitled to vote cast their ballots, in accordance with section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984), as amended by the Act of June 15, 1935 (49 Stat. 378).

ANDREW J. WANAMAKER,
Chairman, Election Board.
GEORGE A. DAVIS,
Secretary, Election Board.

REGINALD S. LUDY,
Government Representative.

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AMENDMENT
CONSTITUTION AND BYLAWS
OF THE
ANGOON COMMUNITY ASSOCIATION

Amendment I

Article III, Governing Body, Section 2 of the Constitution and Bylaws, is amended to read as follows:

Sec. 2. The membership of the Community shall meet twice each year, at times and places designated by the Council within the following periods: One meeting shall be held between August 1 and December 1, at which the adult members of the Community shall make nominations and determine the candidates for election to the Council; and the other meeting shall be held between February 1 and June 1. One-third of the adult members of the Community shall constitute a quorum at any meeting of the membership of the Community. Notices of meetings of the Community shall be posted at the direction of the Council in at least two public places in the Community at least 10 days prior to the dates of the meetings called.

Article III, Governing Body, Section 3 of the Constitution and Bylaws, is amended to read as follows:

Sec. 3. Council members shall be elected at an annual election, the date of which shall be set by the Council, at a time following the nominating meeting but not later than December 15 in any year. Council members, except when appointed or elected to fill vacancies, shall serve for a term of two years, beginning January 1 of the year following their election, and until their successors are elected and qualify. Vacancies may be filled by the Council, but only pending the next meeting of the Community when the membership may either confirm the appointment of the Council or elect a new Council Member to fill the unexpired term. The terms of Council Members shall end on December 31 unless their successors have not been elected or have not qualified.

Article IV, Elections, Section 1 of the Constitution and Bylaws, is amended to read as follows:

Section 1. The annual election date shall be established by the Council in accordance with Article III, Section 3, of this Constitution. Notices of the election shall be posted at the direction of the Council in at least two public places in the Community and at least 15 days prior to the dates of the elections.

The foregoing amendment is herewith approved by the Under Secretary of the Interior and submitted for ratification by the qualified voters of the Angoon Community Association, Territory of Alaska, in a popular referendum called and held under the Instructions of the Secretary of the Interior.

Under Secretary of the Interior

Washington, D. C.

CERTIFICATION OF RATIFICATION

Pursuant to an order approved June 10, 1958, by the Under Secretary of the Interior, the attached amendment to the Constitution and Bylaws of the Angoon Community Association, Alaska, was submitted for ratification to the qualified voters of the community, and was on Nov. 25th, 1958, duly ~~rejected~~ ratified by a vote of 91 for, and 13 against, in an election in which at least 30 percent of those entitled to vote cast their ballots in accordance with Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984), as amended by the Act of June 15, 1935 (49 Stat. 378). Three blank ballots

Samuel McSimeon
President, Angoon Community Association

Andrew J. Davis
Secretary, Angoon Community Association

James E. Haugen Area Director
Government Representative, Juneau Area Office

AMENDMENT
CONSTITUTION AND BYLAWS
of the
ANGOON COMMUNITY ASSOCIATION
ALASKA

AMENDMENT II

Section 2 of Article IV, Elections, of the constitution shall be amended in its entirety to read as follows:

> "Sec. 2. Any adult member of this Community as defined in Article V, Section 2 of the Bylaws shall have the right, as is practiced by the State of Alaska, to vote in all Community elections except on the ratification of amendments to this Constitution and Bylaws or Charter for which the voter must be 21 years of age or over."

APPROVAL

This Amendment II to the Constitution and Bylaws of the Angoon Community Association, Alaska, is herewith approved by the Assistant Secretary of the Interior and submitted for ratification by the adult members of the Angoon Community Association, Alaska, in an election called and held pursuant to Article IX of its constitution and pursuant to the "Instructions for Organization in Alaska, etc.," approved by the Secretary of the Interior on December 22, 1937.

John A. Carver Jr.
Assistant Secretary of the Interior

Washington, D. C.

Date: AUG - 8 1984

CERTIFICATION OF ADOPTION

Pursuant to an order approved August 6, 1964, ~~1964,~~ by the Assistant Secretary of the Interior, the attached Amendment II to the Constitution and Bylaws of the Angoon Community Association, Alaska, was submitted for adoption to the qualified voters of the Angoon Community Association and was on Dec 7, ~~1964,~~ 1965 duly [adopted] ~~rejected~~ by a vote of 45 for and 8 against, in an election in which at least thirty (30) percent of the voting membership cast ballots, in accordance with Section 16 of the Act of June 18, 1934 (48 Stat. 984), as amended by the Act of June 15, 1935 (49 Stat. 378), and the Act of May 1, 1936 (49 Stat. 1250).

Chairman, Election Board

Secretary, Election Board

Acting Area Director, Juneau

AMENDMENT
CONSTITUTION AND BYLAWS
of the
ANGOON COMMUNITY ASSOCIATION
ALASKA

AMENDMENT III

Section 2 of Article IV, Time and Place of Meetings and Order of Business, of the bylaws shall be amended in its entirety to read as follows:

> "Sec. 2. Four members shall constitute a quorum, provided, however, that no resolution may be adopted without the affirmative votes of four members."

APPROVAL

This Amendment III to the Constitution and Bylaws of the Angoon Community Association, Alaska, is hereby approved by the Assistant Secretary of the Interior and submitted for ratification by the adult members of the Angoon Community Association, Alaska, in an election called and held pursuant to Article IX of its constitution and pursuant to the "Instructions for Organization in Alaska, etc.," approved by the Secretary of the Interior on December 22, 1937.

Assistant Secretary of the Interior

Washington, D. C.

Date: AUG - 6 1964

CERTIFICATION OF ADOPTION

Pursuant to an order approved August 6, 1964, ~~1964~~, by the Assistant Secretary of the Interior, the attached Amendment II to the Constitution and Bylaws of the Angoon Community Association, Alaska, was submitted for adoption to the qualified voters of the Angoon Community Association and was on Dec 2, 1965 ~~1964~~, duly adopted ~~rejected~~ by a vote of 43 for and 7 against, in an election in which at least thirty (30) percent of the voting membership cast ballots, in accordance with Section 16 of the Act of June 18, 1934 (48 Stat. 984), as amended by the Act of June 15, 1935 (49 Stat. 378), and the Act of May 1, 1936 (49 Stat. 1250).

Chairman, Election Board

Secretary, Election Board

Acting Area Director, Juneau

AMENDMENT
CONSTITUTION AND BYLAWS
of the
ANGOON COMMUNITY ASSOCIATION
ALASKA

AMENDMENT ~~III~~ IV

Section 2 of Article V, Definitions, of the bylaws shall be amended in its entirety to read as follows:

> "Sec. 2. The word "adult" shall mean a person who is 19 years of age or over."

APPROVAL

This Amendment ~~III~~ IV to the Constitution and Bylaws of the Angoon Community Association, Alaska, is herewith approved by the Assistant Secretary of the Interior and submitted for ratification by the adult members of the Angoon Community Association, Alaska, in an election called and held pursuant to Article IX of its constitution and pursuant to the "Instructions for Organization in Alaska, etc.," approved by the Secretary of the Interior on December 22, 1937.

Assistant Secretary of the Interior

Washington, D. C.

Date: AUG - 6 1964

CERTIFICATION OF ADOPTION

Pursuant to an order approved August 6, 1964, ~~1964~~, by the Assistant Secretary of the Interior, the attached Amendment ~~III~~ IV to the Constitution and Bylaws of the Angoon Community Association, Alaska, was submitted for adoption to the qualified voters of the Angoon Community Association and was on Dec 7, ~~1964~~ 1965, duly adopted ~~rejected~~ by a vote of 41 for and 10 against, in an election in which at least thirty (30) percent of the voting membership cast ballots, in accordance with Section 16 of the Act of June 18, 1934 (48 Stat. 984), as amended by the Act of June 15, 1935 (49 Stat. 378), and the Act of May 1, 1936 (49 Stat. 1250).

Chairman, Election Board

Secretary, Election Board

Acting Area Director, Juneau